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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 JOHN MACKEY,

12 Defendant.

) 2:11-CR-269-KJD -CWH
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13 **FINAL ORDER OF FORFEITURE**

14 On May 29, 2012, the United States District Court for the District of Nevada entered a
15 Preliminary Order of Forfeiture pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2); Title 26, United
16 States Code, Section 5872(a) and Title 28, United States Code, Section 2461(c), based upon the plea
17 of guilty by defendant JOHN MACKEY to a criminal offense, forfeiting specific property alleged
18 in the Indictment and agreed to in the Plea Memorandum, and shown by the United States to have
19 the requisite nexus to the offense to which defendant JOHN MACKEY pled guilty. Indictment, ECF
20 No. 14; Minutes of Change of Plea Proceedings, ECF No. 34; Plea Memorandum, ECF No. 32;
21 Preliminary Order of Forfeiture, ECF No. 35.

22 This Court finds the United States of America published the notice of the forfeiture in
23 accordance with the law via the official government internet forfeiture site, www.forfeiture.gov,
24 consecutively from June 3, 2012, through July 2, 2012, notifying all third parties of their right to
25 petition the Court. Notice of Filing Proof of Publication, ECF No. 35.

26 . . .

This Court finds no petition was filed herein by or on behalf of any person or entity and the time for filing such petitions and claims has expired.

This Court finds no petitions are pending with regard to the assets named herein and the time for presenting such petitions has expired.

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that all right, title, and interest in the property hereinafter described is condemned, forfeited, and vested in the United States of America pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) and (B); Fed. R. Crim. P. 32.2(c)(2); Title 26, United States Code, Section 5872(a) and Title 28, United States Code, Section 2461(c); and Title 21, United States Code, Section 853(n)(7) and shall be disposed of according to law:

(a) Armory USA, Model AUSA 7.62 x 39 mm caliber machinegun, serial number A7173; and

(B) any and all ammunition.

The Clerk is hereby directed to send copies of this Order to all counsel of record and three certified copies to the United States Attorney's Office.

DATED this 4 day of September, 2012.



UNITED STATES DISTRICT JUDGE